

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION

JACKY LEE ROBINSON, Jr., :  
: :  
Plaintiff(s), : Case Number: 1:07cv815  
vs. : :  
: District Judge Susan J. Dlott  
WILLIAM ELEBY, et. al., :  
: :  
Defendant(s). : :  
:

ORDER

The Court has reviewed the Report and Recommendation of United States Magistrate Judge Timothy S. Hogan filed on July 24, 2008 (Doc. 21), to whom this case was referred pursuant to 28 U.S.C. §636(b), and noting that no objections have been filed thereto and that the time for filing such objections under Fed. R. Civ. P. 72(b) expired August 13, 2008, hereby ADOPTS said Report and Recommendation.

Accordingly, plaintiff's complaint is DISMISSED without prejudice. *See* Fed. R. Civ. P. 41(a)(1).

IT IS SO ORDERED.

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s/Susan J. Dlott  
Susan J. Dlott  
United States District Judge